

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OKLAHOMA**

1) VIDEO GAMING TECHNOLOGIES, INC.,)	
)	
)	
Plaintiff,)	
)	
v.)	Case No. 4:17-cv-00454-GKF-JFJ
)	
1) CASTLE HILL STUDIOS LLC)	
(d/b/a CASTLE HILL GAMING);)	
2) CASTLE HILL HOLDING LLC)	
(d/b/a CASTLE HILL GAMING); and)	
3) IRONWORKS DEVELOPMENT, LLC)	
(d/b/a CASTLE HILL GAMING))	
)	
Defendants.)	

**PLAINTIFF’S NOTICE OF PROPOSED REDACTIONS TO
DOCKET NOS. 373 & 379**

Plaintiff Video Gaming Technologies, Inc. (“VGT”) hereby submits proposed redactions to the Court’s Opinion and Order granting in part and denying in part Castle Hill Studios LLC; Castle Hill Holding LLC; and Ironworks Development, LLC’s (“CHG”) Motion for Summary Judgment (Dkt. 373) and the Court’s Order granting in part and denying in part CHG’s Motion for Relief Under Protective Order and Other Relief (Dkt. 379) (the “Orders”). VGT will not submit proposed redactions to the Court’s Order granting in part and denying in part CHG’s Motion *in Limine* to Exclude Evidence of Plaintiff’s Lost Revenue, Lost Profits, and Lost Profit Damages (Dkt. 374); Order denying CHG’s Motion to Limit the Testimony of Plaintiff’s Damages Expert Melissa A. Bennis (Dkt. 375); Order denying VGT’s Motion to Exclude the Testimony of W. Todd Schoettelkotte in Part (Dkt. 376); or Order granting CHG’s Motion *in Limine* to Exclude Evidence and Argument Regarding Communications Between Counsel and Castle Hill Gaming Employees (Dkt. 377).

VGT requests redaction of confidential VGT information appearing in the Orders, as shown in yellow highlighting in Exhibit A (Dkt. 373) and Exhibit B (Dkt. 379) hereto. The redactions include information about VGT's trade secrets and confidential business information at issue in this case (Ex. A at 4, 56–59; Ex. B at 5), VGT's confidential business activities (Ex. A at 22), and VGT's confidential financial information (Ex. A at 22, 31, 34, 38). The redactions thus “contain ‘sources of business information that might harm [VGT's] competitive standing.’” *Deherrera v. Decker Truck Line, Inc.*, 820 F.3d 1147, 1162 n.8 (10th Cir. 2016) (quoting *Nixon v. Warner Commc'ns, Inc.*, 435 U.S. 589, 598 (1978)). Further, VGT has sought to limit the amount of redactions to a small amount of sensitive information, which has little, if any, bearing on the substance of the Orders.

For these reasons, VGT respectfully requests that the Court maintain the Orders under seal and apply VGT's proposed redactions, as shown in Exhibit A and Exhibit B hereto, to the public version of the Orders.

September 3, 2019

Respectfully submitted,

/s/ Gary Rubman

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Counsel for Video Gaming Technologies, Inc.

CERTIFICATE OF SERVICE

I hereby certify that on September 3, 2019, I filed the foregoing Plaintiff's Notice of Proposed Redactions to Docket Nos. 373 & 379 via ECF, which caused a true and correct copy of the foregoing to be delivered to the following counsel:

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Exhibit A

Filed Under Seal

Exhibit B

Filed Under Seal